

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Sunil Tomar, et al.

Serial No.: 09/660,837

Filed: September 14, 2000

For: METHODS AND APPARATUSES FOR
SERIAL TRANSFER OF SONET FRAMED
DATA BETWEEN MULTIPLE COMPONENTS
OF A SONET SYSTEM



Examiner: Unassigned

Art Unit: Unassigned

BOX MISSING PARTS
Assistant Commissioner for Patents
Washington, D.C. 20231

PETITION UNDER 37 CFR 1.47(a)

Sir:

Pursuant to 37 C.F.R. 1.47(a), Applicants hereby request that Sunil Tomar and Arvind Patwardhan be allowed to continue the above-identified patent application in their respective names and in the name of a refusing co-inventor, Srinivasarao Neelamraju. Facts in support of this petition are set forth below, and pertinent information is attached thereto.

(1) Srinivasarao Neelamraju is named as a joint inventor in the above-identified patent application. Srinivasarao Neelamraju is the only joint inventor who refuses to join in the application. Srinivasarao Neelamraju is therefore the non-signing inventor.

(2) Attached hereto is the Inventor Declaration and Power of Attorney executed by Sunil Tomar and Arvind Patwardhan, the other joint inventors, on their own behalves and on behalf of non-signing inventor, Srinivasarao Neelamraju.

(3) Also attached hereto is the Declaration of Paul A. Mendonsa, the prosecuting attorney of record, along with proof of pertinent facts regarding the refusal of non-signing inventor Srinivasarao Neelamraju to join in the above-identified patent application. As pointed

out in the Declaration of Paul A. Mendonsa, the last known address for Srinivasarao Neelamraju is:

2581 Patricia Drive
Santa Clara, CA 95051

In view of this petition and the attached documents, Applicants request that Sunil Tomar and Arvind Patwardhan be allowed to proceed with the subject patent application in their respective names and on behalf of non-signing inventor, Srinivasarao Neelamraju.

Respectfully submitted,
BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN LLP

Dated: JAN 3, 2001
2000

Paul A. Mendonsa
Paul A. Mendonsa (Reg. No. 42,879)

12400 Wilshire Boulevard
Seventh Floor
Los Angeles, California 90025-1026
(408) 720-8300

FIRST CLASS CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail with sufficient postage in an envelope addressed to BOX MISSING PARTS, Assistant Commissioner for Patents, Washington, D.C. 20231 on January 3, 2001.

Deborah L. Higham
Name of Person Mailing Correspondence
Deborah L. Higham 1/3/2001
Signature Date

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Sunil Tomar, et al.

Serial No.: 09/660, 837

Filed: September 14, 2000

For: METHODS AND APPARATUSES FOR
 SERIAL TRANSFER OF SONET FRAMED
 DATA BETWEEN MULTIPLE COMPONENTS
 OF A SONET SYSTEM



Examiner: Unassigned

Art Unit: Unassigned

BOX MISSING PARTS

Assistant Commissioner for Patents

Washington, D.C. 20231

DECLARATION OF PAUL A. MENDONSA

Dear Sir:

I, Paul A. Mendonsa, having personal knowledge of the facts set forth herein, hereby declare as follows:

1. I am the Attorney of Record and a member of the law firm of record, Blakely, Sokoloff, Taylor & Zafman LLP, for the above-identified patent application entitled " METHODS AND APPARATUSES FOR SERIAL TRANSFER OF SONET FRAMED DATA BETWEEN MULTIPLE COMPONENTS OF A SONET SYSTEM"
2. The above-identified patent application names the inventors as: Sunil Tomar, Arvind Patwardhan, and Srinivasarao Neelamraju.
3. The above-identified patent application was filed with an un-signed Inventor Declaration and Power of Attorney form at the U.S. Patent Office on September 14, 2000.
4. On November 6, 2000, I received a "Notice to File Missing Parts of Nonprovisional Application (Filing Date Granted) with a mailing date of November 3, 2000.

5. In order to timely respond to the November 3, 2000 Notice to File Missing Parts, a number of attempts and diligent efforts have been made to obtain inventor Srinivasarao Neelamraju's signature on the Inventor Declaration and Power of Attorney form for the above-referenced patent application, specifically:

- 1) On October 18, 2000, I directed my administrative assistant, Deborah L. Higham, to send by Certified Mail to inventor Srinivasarao Neelamraju an Inventor Declaration and Power of Attorney form and an Assignment at the following address:

Srinivasarao Neelamraju
2581 Patricia Drive
Santa Clara, CA 95051

By cover letter, I asked Srinivasarao Neelamraju to sign the forms, and to return the forms to me in a pre-paid First Class envelope I had enclosed. The forms were never returned to me.

- 2) On November 21, 2000, I directed my administrative assistant, Deborah L. Higham, to send by Federal Express to inventor Srinivasarao Neelamraju an Inventor Declaration and Power of Attorney form and an Assignment at the following address:

Srinivasarao Neelamraju
2581 Patricia Drive
Santa Clara, CA 95051

By cover letter, I asked Srinivasarao Neelamraju to sign the forms, and to return the forms to me in a pre-paid Federal Express envelope I had enclosed. The forms were never returned to me.



- 3) Srinivasarao Neelamrao's last known address is:

2581 Patricia Drive
Santa Clara, CA 95051

- 4) I believe I have made diligent efforts to reach a joint inventor who has refused to join in an application for patent.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and that these statements were made with knowledge that willful, false statements and the like may jeopardize the validity of the application, or any patent resulting therefrom.

Respectfully submitted,

Date: JAN 3, 2001

Paul A. Mendonsa (Reg. No. 42,879)

12400 Wilshire Boulevard
Seventh Floor
Los Angeles, CA 90025-1026
(408) 720-8300

CERTIFICATE OF FIRST CLASS MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail with sufficient postage in an envelope addressed to BOX MISSING PARTS, Assistant Commissioner for Patents, Washington, D.C. 20231 on January 3, 2001.

Deborah L. Higham

Name of Person Mailing Correspondence

Signature of Person Mailing Correspondence

1/3/2001
Date